

ATTACHMENT II  
Text of Proposed Repeals of 19 TAC

**Chapter 101. Assessment**

**Subchapter AA. Commissioner's Rules Concerning the Participation of English Language Learners in State Assessments**

**[Division 2. Grade 10 and Exit-Level Assessments for Certain English Language Learners]**

**§101.1021. Scope of Rules.**

[Beginning with the 2011-2012 school year, the provisions of this division shall apply only to students first enrolled in Grade 9 or higher prior to the 2011-2012 school year, or first enrolled in Grade 10 or higher in the 2011-2012 school year.]

**§101.1023. English Language Learners at the Exit Level.**

[English language learners (ELLs) are not eligible for an exemption from exit level testing requirements for graduation on the basis of limited English proficiency. However, ELLs who are recent immigrants may be granted a postponement of the administration of the exit level assessment during their first 12 months of enrollment in U.S. schools. A postponement is not permitted if a student would otherwise not be afforded the opportunity to take the exit level assessments at least one time before the student's scheduled graduation date. The language proficiency assessment committee shall document the reason for the postponement in the student's permanent record file.]